

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
Group Art Unit 3634

In re Patent Application of:

Martin L. De Land, et al.

Serial No.: 10/674,172

Filed: September 29, 2003

Confirmation No.: 1951

Examiner: Khoa H. Tran

Title: "ADJUSTABLE  
SHELVING/DISPLAY SYSTEM"



I, Christopher B. Austin, hereby certify that this correspondence is being deposited with the US Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date of my signature.

  
Signature

October 14, 2004  
Date of Signature

**TERMINAL DISCLAIMER TRANSMITTAL**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a Terminal Disclaimer for the above-titled patent application. Please charge Deposit Account No. 50-1965 for the Terminal Disclaimer fee required to accompany this Terminal Disclaimer. A duplicate of this sheet is enclosed.

Respectfully submitted,



Christopher B. Austin  
Reg. No. 41,592

Docket No. 205541-9014  
Michael Best & Friedrich LLP  
401 North Michigan Avenue  
Suite 1900  
Chicago, Illinois 60611

I, Christopher B. Austin, hereby certify that this correspondence is being deposited with the US Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date of my signature.



Michael Best & Friedrich LLP

Signature

October 14, 2004

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| Serial No.: 10/674,172                          | ) Examiner: Khoa H. Tran                |
|   | )                                       |
| Filed: September 29, 2003                       | ) Date: October 14, 2004                |
|   | )                                       |
| For: "ADJUSTABLE<br>SHELVING/DISPLAY SYSTEM"    | ) Attorney Docket No.: 205541-9014-US01 |
|   | )                                       |
|   | )                                       |

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Commissioner for Patents  
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Alexandria, VA 22313-1450

**TERMINAL DISCLAIMER**

Sir:


L&P Property Management Company, located at 4095 Firestone Boulevard, South Gate, CA 90280 (hereinafter "Assignee"), by its undersigned attorney of record, represents that it is the owner of the entire interest in the above-identified application (hereinafter "said Application") by virtue of an assignment recorded September 29, 2003, at Reel 014572, Frame 0642. Assignee hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on said Application, beyond the expiration date of the full statutory term of United States Patent Number 6,659,295 (hereinafter "said U.S. Patent").

Assignee hereby agrees that any patent granted on said Application shall be enforceable only for and during such period that the legal title of the patent granted on said Application should be the same as the legal title to said U.S. Patent. This agreement shall run with any patent granted on said Application and be binding upon the grantee, its successors or assigns. In making the above disclaimer, Assignee does not disclaim any terminal part of the patent granted on said Application prior to the expiration date of the full statutory term of said U.S. Patent, in the event that said U.S. Patent later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by reexamination certificate, is reissued, or is otherwise terminated prior to expiration of its statutory term.

The undersigned is empowered to act on behalf of Assignee.

I hereby declare that all statements made herein of my own knowledge are true, and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 10/14/04

By   
Christopher B. Austin  
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Attorney of Record

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